

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

TERRANCE JON IRBY,	)	Case No. C07-337-RSM
	)	
Plaintiffs,	)	
	)	
v.	)	
	)	ORDER OF DISMISSAL
SKAGIT COUNTY, et al.,	)	
	)	
Defendants.	)	

The Court, having reviewed plaintiffs' proposed complaint and application to proceed *in forma pauperis* (IFP) in this 42 U.S.C. § 1983 civil rights action, together with all materials in support of and in opposition to those documents, the Report and Recommendation of United States Magistrate Judge James P. Donohue, and the balance of the record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) Plaintiff's complaint (Dkt. No. 1-1) is DISMISSED without prejudice, and his application to proceed *in forma pauperis* (Dkt. No. 1) is DENIED as MOOT.
- (3) The Clerk is directed to send copies of this Order to the parties and to Judge Donohue.

DATED this 20<sup>th</sup> day of September, 2007.



RICARDO S. MARTINEZ  
UNITED STATES DISTRICT JUDGE